

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **John Jaakkola v Auto Owners Insurance Company**
Docket No. **279787**
L.C. No. **07-000084 AV**

E. Thomas Fitzgerald, Judge, acting under MCR 7.211(E)(2), orders:

The motion to waive fees is DENIED because this Court has the inherent authority to deny a motion to waive fees to curb serious abuses by persons filing motions to waive fees. See *In Re McDonald*, 480 US 180; 103 L Ed 2nd 158, 109 S Ct 993 (1989). This is the appellant's eighth civil appeal and the fourth appeal involving the May 6, 1999 incident where appellant sustained a fractured elbow when struck by an automobile while on his bicycle. In two of the earlier appeals appellant was directed to pay a filing fee and failed to do so. See docket numbers 169704 and 202095. In this latest appeal the appellant is challenging a dismissal by circuit court of his appeal from district court for lack of progress. The application is difficult to understand because most of what he states is irrelevant to whether the circuit court erred in dismissing his appeal in circuit court for lack of progress.

Appellant shall pay to the Clerk of this Court, within 21 days of the certification of this order, the entry fee of \$375.00 and the motion fee of \$100.00, for a total of \$475.00. Failure to comply with this order will result in the dismissal of the appeal.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

SEP 12 2007

Date

Sandra Schultz Mengel
Chief Clerk